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Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D C 20554

MAR 30 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Amendment of Section 73 202(b),) MM Docket No. 01-105
Table of Allotments,) RM-10104
FM Broadcast Stations)
(Shiner, Texas))

APPLICATION OF CHARLES CRAWFORD FOR REVIEW

1 Charles Crawford, who participated in the captioned proceeding, applies to the Commission to review the Report and Order released March 12, 2004 by the Assistant Chief, Audio Division, Media Bureau

2. The record in the subject docket reflects the following factual information and arguments. Shiner, Texas, is located in South Texas, approximatey 350 miles from Quanah, Texas, which is located at the Panhandle in North Texas.¹ The counterproposal to the proposed Quanah allotment on channel 233C3 consists of 14 allotments/reallotments in communities stretching from Oklahoma to South Texas. Moreover, the adverse impact on the Shiner proposal could never have been discerned from a linear projection -- even a massive one -- of theoretically possible new and changed channel numbers and their locations in the FM table of assignments. This is so because the adverse impact arose only

¹ For the benefit of the reader who is more familiar with Washington, D C, a 350 mile arc from that city would extend north to Albany and Buffalo, New York, northwest to Cleveland and Columbus, Ohio, west to Charleston, West Virginia (across the river from Kentucky/Ohio, not Charlestown where the horse track and slots are) and south to Myrtle Beach, South Carolina.

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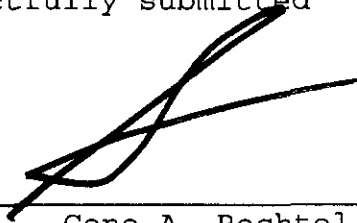
because one of the 14 allotments/reallotments would create a new "gray area" where none exists now. The allotment that conflicts with Shiner, for a new station at Flatonia, Texas on channel 232A, was added to the counterproposal to cure that theoretical then non-existent "gray area." Flatonia, like Shiner, is located in South Texas hundreds of miles from Quanah. Mr. Crawford's Opposition to Motion to Strike filed July 31, 2001 at 2.

3. Maybe NSA's computer occupying five acres in the basement at Fort Meade could have constructed a labywrinthine structure that would start as a counterproposal to channel 233C3 in Quanah at the Texas Panhandle adjoining Oklahoma and end up conflicting with channel 232A at Shiner near the Gulf Coast of Texas, taking into account not only a blizzard of allotments and reallotments but also the entire grid of 307(b) considerations such as new white or gray areas that might be created and then fixed. But ordinary citizens like Mr. Crawford cannot reasonably or lawfully be deemed to have done so or to possess divine prescience of this chain of circumstances. Id. at 3.

4. Given the staff's reliance on the Commission's decision in Benjamin and Mason, Texas, FCC 03-327 (January 8, 2004) involving similar circumstances, no purpose would be served by lodging a Petition for Reconsideration here. Accordingly, we file this Application for Review, incorporating by reference the Application for Review filed by Mr. Crawford and related papers including Mr. Crawford's Reply to Opposition to Application for Review in the Benjamin and Mason, Texas case, currently before

the United States Court of Appeals for the District of Columbia
Circuit, sub nom. Crawford v. F.C.C. and United States of
America, Case No. 04-1031.

Respectfully submitted

A handwritten signature in black ink, appearing to read 'Gene A. Bechtel', is written over a horizontal line.

Gene A. Bechtel

Law Office of Gene Bechtel, P.C.
Suite 600, 1050 17th Street, N.W.
Washington, D.C. 20036
Telephone 202-496-1289
Telecopier 301-762-0156

Counsel for Charles Crawford

March 30, 2004

CERTIFICATE OF SERVICE

I certify that on this 30th day of March, 2004, I have caused copies of the foregoing APPLICATION OF CHARLES CRAWFORD FOR REVIEW to be placed in the United States mails, first class, postage prepaid, addressed to the following:

Mark N. Lipp, Esq.
Vinson & Elkins
1455 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Lawrence N. Cohn, Esq.
Cohn and Marks
1920 N Street, N.W., Suite 300
Washington, D.C. 20036
Co-counsel for Rawhide Radio, LLC

Gregory L. Masters, Esq.
Wiley Rein & Fielding LLP
1776 K Street, N.W.
Washington, D.C. 20006
Counsel for Capstar Tx Limited Partnership,
Clear Channel Broadcasting Licenses, Inc.

Matthew L. Leibowitz, Esq.
Leibowitz & Associates, P.A.
One Southeast Third Avenue, Suite 1450
Miami, Florida 33131
Counsel for Next Media Licensing, Inc.

David P. Garland, President
Stargazer Broadcasting, Inc.
P.O. Box 519
Woodville, Texas 75979



Gene A. Bechtel